

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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EDMUND J. SUSMAN, JR., and all similarly  
situated individuals,

Plaintiff,

-against-

ANN MARIE T. SULLIVAN, M.D. in her official  
capacity,

Defendant.  
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**ORAL ARGUMENT REQUESTED**

Case No.: 1:24-cv-01281-LJV

**NOTICE OF MOTION FOR  
TRO AND PRELIMINARY  
INJUNCTION**

**PLEASE TAKE NOTICE** that, upon the annexed Declaration of Amy L. Bellantoni with annexed exhibits, accompanying Memorandum of Law, the above-captioned plaintiff, by and through his attorneys The Bellantoni Law Firm, PLLC, will move this Court at the United States District Court, Western District of New York located at 2 Niagara Square, Buffalo, New York at a time set by the Court for an Order granting Plaintiff's motion for a temporary restraining order and preliminary injunction pursuant to Federal Rule of Civil Procedure 65 and Local Rules 7 and 65 ordering Defendant Ann Marie T. Sullivan, M.D. and all successors, agents, servants, employees, and attorneys, and all other persons who are in active concert or participation with her who receive actual notice thereof to immediately cease reporting Plaintiff's personal identifying information to the National Instant Criminal Background Check System, the Federal Bureau of Investigation, the New York State Police, the New York State Division of Criminal Justice Services, and all other third parties during the pendency of this litigation; and for such further and different relief as this Court deems just and proper; and

**PLEASE TAKE FURTHER NOTICE** that opposition papers, if any, shall be served upon plaintiff's counsel so as to be received in hand no later than seven (7) days prior to the return date of the motion, or in conformance with the motion schedule set by the Court.

Dated: Scarsdale, New York  
January 2, 2025

THE BELLANTONI LAW FIRM, PLLC  
*Attorneys for Plaintiff*

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